HON'BLE SRI G.S. SINGHVI, THE CHIEF JUSTICE

AND

HON'BLE SRI JUSTICE G. BHAVANI PRASAD

WRIT PETITION No. 3164 OF 2006

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Between:

P. Janardhana Reddy

……Petitioner

And

State of Andhra Pradesh, rep. by its

Secretary to Government, GAD (I&PR Dept),

Secretariat Buildings, Hyderabad-500 004

and six others

……Respondents

:: ORDER ::

Counsel for the Petitioner : Sri K. Rama Krishna Reddy,

Senior Advocate, assisted

by D.V. Sudheer Kumar

Counsel for Respondent Nos.1 to 3 : Special Government

Pleader and Government

Pleader for Municipal

Administration

Counsel for Respondent No.4 : Sri P. Venugopal

Counsel for Respondent No.5 : Sri B. Adinarayana Rao

Counsel for Respondent No.6 : Sri M. Rajamalla Reddy

Dated: 26-04-2006

Per G.S. SINGHVI, CJ

This is a petition for quashing G.O.Ms.No.357, General Administration (I & PR) Department, dated 14-06-1984 and G.O.Ms.No.107, dated 04-04-2003 issued by the State Government in the matter of transfer and alienation of land measuring Ac.1-20 guntas situated Shaikpet Village Road No.2, Banjara Hills, Hyderabad to respondent Nos.4 to 6 and to struck down Rule 2 (b) and (10) of the Andhra Pradesh (Telangana Area) Alienation of State Lands and Land Revenue Rules, 1975 (for short 'the Rules') as amended by G.O.Ms.No.12 dated 11-01-2002.

At the commencement of hearing, learned Special Government Pleader produced before the Court G.O.Ms.No.191 dated 22-04-2006, vide which the State Government has directed Municipal Corporation, Hyderabad to take steps to stop the construction activity on the plots allotted to respondent Nos.4 to 6 with a further direction to the Collector, Hyderabad to resume the lands allotted to the private

respondents.

In view of the aforementioned development, the substantive prayer of the writ petitioner will be deemed to have become infructuous and the writ petition is liable to be disposed of as such. Ordered accordingly.

While disposing of the writ petition in the manner indicated above, we deem it proper to make it clear that if the parties affected by G.O.Ms.No. 191 dated 22-04-2006 institute any litigation, then the present petitioner shall be entitled to make appropriate application for grant of leave for his impleadment as party. He shall also be entitled to file fresh petition questioning the impugned rule, if he feels aggrieved by some other allotment made by the State Government.

As a sequel to the disposal of the main petition, W.P.M.P No.10225 of 2006 filed by the petitioner to receive additional material papers is disposed of as infructuous.

G.S.SINGHVI, CJ

G.BHAVANI PRASAD,J

26-04-2006

ks/GRR